

COUNTY COUNCIL

Jay Furfaro, Chair
Nadine K. Nakamura, Vice Chair
Tim Bynum
Gary L. Hooser
Ross Kagawa
Mel Rapozo
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK

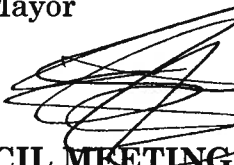
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MEMORANDUM

March 14, 2013

TO: Bernard P. Carvalho, Jr., Mayor
FROM: Jay Furfaro, Council Chair 
RE: **MARCH 13, 2013, COUNCIL MEETING**

This is to inform you of the action taken by the Council at its March 13, 2013, Council Meeting:

CONSENT CALENDAR:

C 2013-94 Communication (02/13/2013) from the Director of Finance, transmitting for Council consideration, a Proposed Draft Bill to Amend Ordinance No. B-2012-736, as amended, relating to the Operating Budget of the County of Kauai, State of Hawaii, for the Fiscal Year July 1, 2012 through June 30, 2013, by revising the amounts estimated in the General Fund and the Solid Waste Fund. *(Received for the Record.)*

C 2013-95 Communication (02/14/2013) from the Planning Director, transmitting the Planning Commission's recommendation to amend the General Plan designation of 38.448 acres of land located in Puhi, Lihue, Kauai, (TMK: (4) 3-8-002:016) from "Agriculture District" to "Urban Center District." (Island School, Applicant) (Applicant's petition, Director's report, Exhibit A, B, C, and Summary transcripts of public hearing on file in the County Clerk's Office.) *(Received for the Record.)*

C 2013-96 Communication (02/26/2013) from Council Chair Furfaro, providing written disclosure of a possible conflict of interest and recusal, relating to Agenda Item ES-602 from the February 27, 2013 Council Meeting, regarding a claim filed on his behalf against the County. *(Received for the Record.)*

C 2013-97 Communication (02/26/2013) from Councilmember Hooser, transmitting for Council consideration, a Resolution supporting a Community Based Planning Process for the Coco Palms Property and the Grant In Aid request pending before the Hawaii State Legislature. *(Received for the Record.)*

C 2013-98 Communication (02/26/2013) from Councilmember Yukimura, transmitting for Council consideration, a Proposed Draft Bill Amending Section 23-3.7 of the Kaua'i County Code 1987, as amended, Relating to Concessions at Spouting Horn, Parks and Recreation Improvement and Maintenance Revolving Fund. *(Received for the Record.)*

COMMUNICATIONS:

C 2013-99 Communication (01/03/2013) from Council Vice Chair Nakamura, requesting the presence of Diane Zachary, President and CEO of Kaua'i Planning & Action Alliance to provide a progress report and update on the Keiki to Career – Workforce Readiness, Comprehensive Economic Development Strategy (CEDS) Project. *(Received for the Record.)*

C 2013-100 Communication (01/11/2013) from Council Chair Furfaro, requesting the presence of the State Nutrition & Physical Activity Coalition of Kaua'i County to provide a briefing on the State Physical Activity and Nutrition (PAN) Plan. *(Received for the Record.)*

C 2013-101 Communication (01/12/2013) from the County Engineer, requesting agenda time to discuss the temporary closure of 'Eiwa Street at the Rice Street intersection starting in late March or early April 2013 to provide additional parking during the construction of the Līhu'e Civic Center Site, Americans with Disabilities Act (ADA) Improvements Project. *(Deferred to 04/10/2013.)*

LEGAL DOCUMENT:

C 2013-102 Communication (03/01/2013) from the Fire Chief, requesting Council approval of the indemnification provisions contained in the Hanalei Community Center Facility Use Guidelines and Application Forms, for the use of Hale Hālāwai 'Ohana 'O Hanalei's facility for training for the Community Emergency Response Teams (CERT). *(Approved.)*

COMMITTEE REPORTS: **APPROVED.**

RESOLUTIONS:

Resolution No. 2012-55 – RESOLUTION ESTABLISHING NO PARKING AT ANY TIME ALONG PORTIONS OF PO'IPU ROAD IN THE KŌLOA DISTRICT
(Received for the Record.)

Resolution No. 2013-40 – RESOLUTION SUPPORTING A COMMUNITY BASED PLANNING PROCESS FOR THE COCO PALMS PROPERTY AND THE GRANT IN AID REQUEST PENDING AT THE HAWAII STATE LEGISLATURE
(Approved as Amended to Resolution 2013-40, Draft 1.)

BILLS FOR FIRST READING:

Proposed Draft Bill (No. 2468) – A BILL FOR AN ORDINANCE TO AMEND ORDINANCE NO. B-2012-736, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2012 THROUGH JUNE 30, 2013, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND AND THE SOLID WASTE FUND *(Approved on 1st reading, Public Hearing scheduled for 04/10/2013, and referred to the Finance & Economic Development (Tourism / Visitor Industry / Small Business Development / Sports & Recreation Development / Other Economic Development Areas) Committee.)*

Proposed Draft Bill (No. 2469) – A BILL FOR AN ORDINANCE AMENDING THE GENERAL PLAN DESIGNATION FOR THAT CERTAIN AREA LOCATED IN PUHI, KAUAI, HAWAII AND IDENTIFIED AS TAX MAP KEY NO. (4) 3-8-002:016. *(Island School, Applicant) (Approved on 1st reading, Public Hearing scheduled for 04/10/2013, and referred to the Planning Committee.)*

Proposed Draft Bill (No. 2470) – A BILL FOR AN ORDINANCE AMENDING SECTION 23-3.7 OF THE KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO CONCESSIONS AT SPOUTING HORN *(Parks and Recreation Improvement and Maintenance Revolving Fund) (Approved on 1st reading, Public Hearing scheduled for 04/10/2013, and referred to the Public Works / Parks & Recreation Committee.)*

BILLS FOR SECOND READING:

Bill No. 2457 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 6, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO GENERAL PROVISIONS RELATING TO FINANCE, ESTABLISHING A RESERVE FUND AND A RESERVE FUND POLICY *(See also CR-FED 2013-04; the Finance & Economic Development (Tourism / Visitor Industry / Small Business Development / Sports & Recreation Development / Other Economic Development Areas) Committee recommended Bill No. 2457 be received for the record on March 6, 2013.) (Received for the Record.)*

Bill No. 2460, Draft 1 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 12, OF THE KAUAI COUNTY CODE 1987, AS AMENDED, ENTITLED “BUILDING CODE” *(See also CR-PWPR 2013-05; the Public Works/Parks & Recreation Committee recommended approval as amended to Bill No. 2460, Draft 1, on February 20, 2013.) (Deferred to 04/24/2013.)*

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: Council
Via E-mail: KCT Department Heads
KCT CCs
Staff